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January 27, 2023

**VIA ECF**

The Honorable Gabriel W. Gorenstein  
United States District Court  
Southern District of New York  
40 Foley Square  
New York, NY 10007

Re: *Eckhart v. Fox News, LLC, et al.*, Case No. 20-CV-5593 (RA) (GWG)

Dear Judge Gorenstein:

This firm represents Defendant Ed Henry in the above-referenced matter. I am writing on behalf of all parties, including Plaintiff Jennifer Eckhart and Defendant Fox News, LLC, to respectfully request that the deadline for the completion of non-expert discovery be extended from today, January 27, 2023, to May 26, 2023. This discovery extension would require a change of other existing deadlines, as set forth below.

The Parties have engaged in document discovery and believe that they have completed most, if not all, exchanges of documents. The Parties, however, need additional time to take depositions and intend to start taking depositions promptly. The Parties intend to meet and confer in the coming days to discuss the number of depositions for both sides and the length of the depositions of the Parties.

Accordingly, the Parties respectfully request that the following changes be made to the current discovery schedule:

- The current deadline of January 27, 2023 for the completion of non-expert discovery shall be extended to May 26, 2023;
- The current deadline of February 28, 2023 for disclosure of expert evidence shall be extended to July 10, 2023;
- The current deadline of March 31, 2023 for disclosure of rebuttal expert evidence shall be extended to August 11, 2023;

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- The current deadline of April 28, 2023 for completion of expert depositions shall be extended to September 22, 2023;
- The current deadline of June 23, 2023 for the filing of any motion for summary judgment shall be extended to November 20, 2023.

This is the Parties' third request for an extension of the discovery deadlines.

We thank the Court for its attention to this matter.

Respectfully submitted,

/s/ Catherine M. Foti  
Catherine M. Foti